

**ASSEMBLY BILL**

**No. 1521**

**Introduced by Assembly Member Parra**

February 21, 2003

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An act to repeal Sections 10004, 10005, 10006, 10007, 10008, 10009, and 10031 of the Food and Agricultural Code, relating to bovine tuberculosis.

LEGISLATIVE COUNSEL'S DIGEST

AB 1521, as introduced, Parra. Bovine tuberculosis.

Existing law provides that the Department of Food and Agriculture may establish and maintain bovine tuberculosis control areas at which time it shall issue a proclamation which shall be published in a newspaper of general circulation in that area, as specified. Existing law requires all owners of cattle within a tuberculosis control area which are subject to examination and tuberculin testing shall, upon request, provide necessary facilities for making tuberculin tests, and render assistance as may be required.

This bill would repeal provisions concerning the operation of bovine tuberculosis control areas, specifically, provisions respecting frequency of testing of animals to determine which are affected with tuberculosis, the threshold infection reduction rate at which testing becomes compulsory, and the circumstances under which cattle can be moved into or out of the control area. This bill would also repeal provisions permitting the secretary of the department to withdraw counties from a tuberculosis control area if sufficient funds to supervise and manage the area are unavailable.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

*The people of the State of California do enact as follows:*

SECTION 1. Section 10004 of the Food and Agricultural Code is repealed.

~~10004. The department shall examine and tuberculin test all dairy cattle in the tuberculosis control areas, and, with the consent of the owner, such beef cattle as the director may specify, as often as may be deemed necessary, in order to determine which animals are affected with tuberculosis.~~

SEC. 2. Section 10005 of the Food and Agricultural Code is repealed.

~~10005. The testing of beef cattle shall be compulsory whenever the percentage of reactors among dairy cattle has been reduced to 1 percent or below.~~

SEC. 3. Section 10006 of the Food and Agricultural Code is repealed.

~~10006. All owners of cattle within a tuberculosis control area which are subject to examination and tuberculin testing shall, upon request of the department, provide necessary facilities for making tuberculin tests, and render such assistance as may be required.~~

SEC. 4. Section 10007 of the Food and Agricultural Code is repealed.

~~10007. Cattle of the following classes may enter a tuberculosis control area in accordance with the regulations of the department:~~

~~(a) Cattle regularly tested and nonreacting in a tuberculosis control area, or from state or federal accredited herds or modified accredited herds or from modified accredited areas.~~

~~(b) Cattle of beef breeds.~~

~~(c) Cattle that are to be sold and reshipped out of the area.~~

~~(d) Cattle that have been tested and found to be reactors and identified that are shipped for immediate slaughter.~~

SEC. 5. Section 10008 of the Food and Agricultural Code is repealed.

~~10008. Except as otherwise provided in Section 10007, cattle may not enter a tuberculosis control area unless:~~

~~(a) Accompanied by a tuberculin test certificate which is acceptable to the department and issued by a duly authorized veterinarian. The certificate shall show the cattle to have negatively passed a tuberculin test within 60 days prior to~~

1 ~~shipment or movement, if the cattle are from outside the state, or~~  
2 ~~within 30 days, if the cattle are from within the state.~~

3 ~~(b) The entire herd from which the animals originated are~~  
4 ~~tuberculin tested and the number of animals reacting does not~~  
5 ~~exceed 10 percent.~~

6 SEC. 6. Section 10009 of the Food and Agricultural Code is  
7 repealed.

8 ~~10009. — All cattle which enter any tuberculosis control area,~~  
9 ~~pursuant to Section 10008, shall be held under supervision and~~  
10 ~~tuberculin retested within 90 days after arrival by an agent of the~~  
11 ~~department or the United States Department of Agriculture. A~~  
12 ~~copy of each tuberculin test certificate which accompanies cattle~~  
13 ~~that enter any tuberculosis control area shall be forwarded to the~~  
14 ~~department on or before the date of shipment or movement. Forms~~  
15 ~~for the certificates, for cattle which originate within the state, shall~~  
16 ~~be obtained from the department.~~

17 SEC. 7. Section 10031 of the Food and Agricultural Code is  
18 repealed.

19 ~~10031. — The director may withdraw one or more counties~~  
20 ~~within a tuberculosis control area from the area if the funds that are~~  
21 ~~available for indemnity and administration are not sufficient to~~  
22 ~~continue the work under the provisions of this chapter.~~

